

PROFESSIONAL LICENSURE DIVISION[645]

Adopted and Filed

Pursuant to the authority of Iowa Code section 147.76, the Board of Massage Therapy amends Chapter 134, "Discipline for Massage Therapists," Iowa Administrative Code.

This amendment clarifies that conviction of a crime includes when the judgment of conviction or sentence was deferred.

Notice of Intended Action was published in the Iowa Administrative Bulletin on March 23, 2011, as **ARC 9432B**. A public hearing was held on April 18, 2011, from 8:30 to 9 a.m. in the Fifth Floor Board Conference Room, Lucas State Office Building. No public comments were received. This amendment is identical to that published under Notice.

This amendment was adopted by the Board of Massage Therapy on June 7, 2011.

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code chapters 21, 147, 152C and 272C.

This amendment will become effective October 26, 2011.

The following amendment is adopted.

Amend subrule 134.2(11) as follows:

134.2(11) Conviction of a crime related to the profession or occupation of the licensee or the conviction of any crime that would affect the licensee's ability to practice within the profession, regardless of whether the judgment of conviction or sentence was deferred, which includes, but is not limited to, a felonious act which is so contrary to honesty, justice or good morals and so reprehensible as to violate the public confidence and trust imposed upon the licensee. A copy of the record of conviction or plea of guilty shall be conclusive evidence.

[Filed 8/30/11, effective 10/26/11]

[Published 9/21/11]

EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 9/21/11.